

DEC 06 2005

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URGENT - POST ALLOWANCE COMMUNICATION

Date: 12/6/2005

Pages: 6

To: U.S. Patent Office
Office of Petitions

From: David G. Posz

Fax No.: 571-273-8300

Subject: Confirmation of Priority Claim / Contingent Rule 78(a)(3) Petition To
Accept Unintentionally Delayed Priority Claim

CERTIFICATE OF FACSIMILE TRANSMISSION

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Comments:

Applicant(s): YAMASHITA	Atty Docket: 24-011-TB
Serial No.: 10/729,975	Group Art Unit: 2829
Filed: December 9, 2003	Examiner: Jermele M. Hollington
Title: HEATER-EQUIPPED PUSHER, ELECTRONIC COMPONENT HANDLING APPARATUS, AND TEMPERATURE CONTROL METHOD FOR ELECTRONIC COMPONENT	

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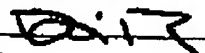
**URGENT - POST ALLOWANCE COMMUNICATION
EXPEDITED PROCEDURE
TECHNOLOGY CENTER 2800**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): YAMASHITA	Atty. Docket: 24-011-TB
Serial No.: 10/729,975	Group Art Unit: 2829
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Mail Stop: Petition

Date December 6, 2005

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Typed Name: DAVID G. POSZ	
Signature: 	

**REQUEST TO CONFIRM ACCEPTANCE OF EARLIER CLAIM FOR DOMESTIC
PRIORITY UNDER 35 USC 120 / 365(C)
AND
CONTINGENT RULE 78(A)(3) PETITION TO ACCEPT UNINTENTIONALLY
DELAYED PRIORITY CLAIM**

Sir:

Applicant respectfully requests confirmation that the claim for domestic priority under 35 USC 120 and 365(c) made at the time of filing of the present application on form PTO/SB/05 (as-filed copy attached) was accepted and that the corresponding data (i.e., that this application is a continuation of application no. PCT/JP02/06815, filed on July 4, 2002) will appear under the "RELATED U.S. APPLICATION DATA" heading on the front page of the resulting patent that will issue from the presently allowed application.

12/07/2005 HDEHESS1 00000094 501147 10729975

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Application No.: 10/729,975

Atty. Docket No.: 24-011-TB

If such confirmation is denied, applicant hereby petitions pursuant to 37 C.F.R. 1.78(a)(3) to claim the benefit of priority under 35 USC 120 and 365(c) of prior-filed international application PCT JP02/06815, filed on July 4, 2002, for the above-identified application if the above request for confirmation of the earlier claim for priority is denied.

In particular, pursuant to 37 CFR 1.78(a)(2) and (a)(3)(i) and 35 USC 120, and as noted above, applicant timely provided reference to the prior-filed international application as evidenced by the attached copy of the form PTO/SB/05 that was filed concurrently with the present application on December 9, 2003. In addition, a 2-page application data sheet with appropriate priority information is attached.

Pursuant to 37 C.F.R. 1.78(a)(3)(ii), authorization is hereby provided if necessary to debit Deposit Account 50-1147 for the required petition fee of \$1370.00 as set forth in 37 C.F.R. 1.17(t). Any additional necessary fees may also be charged to Deposit Account 50-1147.

Pursuant to 37 C.F.R. 1.78(a)(3)(iii), and for the reasons set forth above, the undersigned states that the entire delay between the priority claim due date as defined under 37 CFR 1.78(a)(3)(ii) and the present claim for priority was unintentional.

Applicant respectfully and urgently requests confirmation that the claim for domestic priority made at the time of filing of the present application has been accepted. Alternatively, applicant requests approval of the above petition if the aforementioned earlier claim for priority is not accepted.

Respectfully submitted,



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UTILITY PATENT APPLICATION TRANSMITTAL		Attorney Docket No. 24-011-TB	
		First Inventor or Application Identifier YAMASHITA	
		Title HEATER-EQUIPPED PUSHER, ELECTRONIC COMPONENT HANDLING APPARATUS, AND TEMPERATURE CONTROL METHOD FOR ELECTRONIC COMPONENT	
(Only for new nonprovisional applications under 37 C.F.R. § 1.63(b))		Express Mail Label No. RECEIVED GENERAL DELIVERY	

APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.	ADDRESS TO: Commissioner for Patents, Mail Stop Patent Application, Arlington, VA 22202
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1. <input checked="" type="checkbox"/> * Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a duplicate for fee processing) 2. <input checked="" type="checkbox"/> Specification [Total Pages 34] -Descriptive title of the invention -Cross Reference to Related Applications -Background of the invention -Summary of the invention -Brief Description of the Drawings -Detailed Description of the Preferred Embodiment -Claims -Abstract of the Disclosure 3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 14] 4. Oath or Declaration [Total Sheets 3] a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 16 completed) c. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).	5. <input type="checkbox"/> Microfiche Computer Program (Appendix) 6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Copy b. <input type="checkbox"/> Paper Copy (identical to computer copy) c. <input type="checkbox"/> Statement verifying identity of above copies ACCOMPANYING APPLICATION PARTS 7. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s)) Assignee: ADVANTEST CORPORATION 37 C.F.R. § 3.73(b) <input type="checkbox"/> Power of Attorney (when there is an assignee) 8. <input type="checkbox"/> English Translation Document (if applicable) 9. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations 10. <input type="checkbox"/> Preliminary Amendment 11. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 603) (should be specifically itemized) *Small Entity Statement(s) <input type="checkbox"/> Statement filed in prior application, (PTO/SB-09-12) Status still proper and desired 12. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed) 13. <input type="checkbox"/> Other: 14. 15.
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16. If a CONTINUING APPLICATION , check appropriate box, and supply the requisite information below and in a preliminary amendment: <input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) or prior application No: PCT/JP02/06815 Prior application information: Examiner _____ Group/Art Unit: _____ For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.	
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17. CORRESPONDENCE ADDRESS <input checked="" type="checkbox"/> Business Number or Bar Code Label 23400 or <input type="checkbox"/> Correspondence address below (Insert Customer No. or Attach bar code label here)	
Name _____ Address _____ City _____ State _____ Zip Code _____ Country _____ Telephone 703 707-9110 Fax (703) 707-9112	

Name (Print/type) DAVID G. POSZ	Registration No. (Attorney/Agent) 37,701
Signature 	Date December 9, 2005

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Arlington, VA 22202. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent